



New York City Campaign Finance Board
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The Court is in receipt of this undocketed communication from a non-party to this case. The application is DENIED AS MOOT. The Court has granted the letter-motion referenced in the endorsed letter, ECF No. 178, in a Memorandum Order dated April 25, 2025. See ECF No. 185. SO ORDERED.

Dated: April 28, 2025
New York, New York

April 25, 2025

A handwritten signature in black ink, appearing to read 'Dale E. Ho'.

Dale E. Ho
United States District Judge

The Honorable Dale E. Ho
United States District Judge
Southern District of New York
500 Pearl Street
New York, NY 10007

Re: Application to Unseal Materials in *United States v. Adams*, No. 24-CR-556 (DEH)

Dear Judge Ho:

We write to join in The New York Times Company's letter-motion (ECF No. 133) and supplemental letter (ECF No. 178) requesting the public release of certain materials related to searches executed by the Government in connection with this action (the "Materials").

The New York City Campaign Finance Board is a non-partisan agency of the City of New York established by the Campaign Finance Act and the New York City Charter (the "N.Y.C. Charter"), Chapter 46, with its principal place of business at 100 Church Street, 12th Floor, New York, NY 10007. Pursuant to the Act, the Board administers the Campaign Finance Program (the "Program"), which provides public matching funds to candidates for New York City public office. See Admin. Code § 3-701 *et seq.* To qualify to receive public matching funds, a candidate must comply with disclosure requirements and requests, spending limits, contribution limits, and other conditions. See Admin. Code § 3-703. The Board pays public matching funds to an eligible candidate's designated principal committee based upon contributions eligible for matching funds reported by the committee in disclosure statements submitted to the Board. See Admin. Code § 3-703; Board Rule § 7-01(c).

During each city election cycle, the Board makes regular determinations about whether each campaign participating in the Program is eligible to receive matching funds. See Board Rule § 7-02. These decisions are based on, among other criteria, each campaign's compliance with applicable laws and regulations. See Admin. Code § 3-703; Board Rule § 3-01. A campaign may challenge an ineligibility determination by submitting to the Board a petition pursuant to Board Rule § 7-09 ("7-09 Petition"), which requires the Board to review its ineligibility determination and make a supplemental determination regarding the petition. See Board Rule § 7-09. Finally, the Board also conducts post-

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election audits of all campaigns participating in the Program, in large part to ensure that public funds provided to the campaigns were obtained and used in compliance with applicable laws and regulations. Admin Code § 3-710(1); Board Rules §§ 3-01; 6-02(a); 10-02.

The Board has a duty to the public to ensure the proper administration of the Program, which includes making eligibility determinations and conducting post-election audits of campaigns based on the most accurate and up-to-date information available. Access to the Materials is vital to fulfillment of this duty. On December 16, 2024, the Board denied public matching funds to Mayor Eric Adams' 2025 mayoral campaign ("the 2025 Campaign") due to, among other reasons, the existence of a "reason to believe the Adams campaign [] engaged in conduct detrimental to the Matching Funds Program, in violation of law, including the Campaign Finance Act and Board Rules."¹ Since then, the Board has renewed its decision finding the 2025 Campaign ineligible for public matching funds on all subsequent payment dates to date, on the same grounds the Board relied upon on December 16.²

Additionally, the Board is conducting a post-election audit of Mayor Adams' 2021 mayoral campaign ("the 2021 Campaign"). For campaigns participating in the Program, penalties for noncompliance with city laws and regulations can result in a finding that the campaign must repay public funds to the New York City Election Campaign Finance Fund. *See* Board Rules §§ 9-01; 9-02. The 2021 Campaign received over \$10 million in public funds,³ meaning that in Mayor Adams' case, such a finding could impose substantial repayment obligations not only on his campaign, but also on Mayor Adams himself. *See* Board Rules §§ 3-01(e)(ii); 9-02(d). As such, it is crucial that the Board have access to the Materials in order to ensure the accuracy of its audit of the 2021 Campaign.

We thank the Court for its attention to this matter.

¹ Press Release, New York City Campaign Finance Board, NYC Campaign Finance Board Approves Matching Funds Payments to 2025 Candidates (Dec. 16, 2024), available at <https://www.nyccfb.info/media/press-releases/nyc-campaign-finance-board-approves-matching-funds-payments-to-2025-candidates/>; NYC Votes and NYC Campaign Finance Board, NYC Campaign Finance Board Meeting – December 16, 2024, available at <https://www.youtube.com/watch?v=x93ys3ffMJU>. *See also* Board Rule § 3-01(d)(ii)(B).

² Press Release, New York City Campaign Finance Board, NYC Campaign Finance Board Approves Matching Funds Payments to 2025 Candidates (Jan. 15, 2025), available at <https://www.nyccfb.info/media/press-releases/nyc-campaign-finance-board-approves-matching-funds-payments-to-2025-candidates-1/>; Press Release, New York City Campaign Finance Board, NYC Campaign Finance Board Approves Matching Funds Payments to 2025 Candidates (Feb. 18, 2025), available at <https://www.nyccfb.info/media/press-releases/nyc-campaign-finance-board-approves-matching-funds-payments-to-2025-candidates-2/>; Press Release, New York City Campaign Finance Board, NYC Campaign Finance Board Approves Matching Funds Payments to 2025 Candidates (Mar. 17, 2025), available at <https://www.nyccfb.info/media/press-releases/nyc-campaign-finance-board-approves-matching-funds-payments-to-2025-candidates-03-17/>; Press Release, New York City Campaign Finance Board, NYC Campaign Finance Board Approves Matching Funds Payments to 2025 Candidates (Apr. 15, 2025), available at <https://www.nyccfb.info/media/press-releases/nyc-campaign-finance-board-approves-matching-funds-payments-to-2025-candidates-04-15/>.

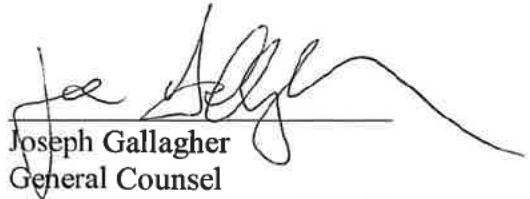
³ *See* New York City Campaign Finance Board, Campaign Finance Summary: 2021 Citywide Elections, available at https://www.nyccfb.info/VSApps/WebForm_Finance_Summary.aspx?as_election_cycle=2021 (last visited Apr. 22, 2025).

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Respectfully submitted,

A handwritten signature in black ink, appearing to read "Joe Gallagher", is written over a horizontal line.

Joseph Gallagher
General Counsel

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